

AN ACT

relating to regulation of high occupancy vehicle lanes operated,  
managed, or maintained by a regional transportation authority;  
providing penalties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 452, Transportation Code,  
is amended by adding Section 452.0613 to read as follows:

Sec. 452.0613. ENFORCEMENT OF HIGH OCCUPANCY VEHICLE LANE  
USAGE; PENALTIES. (a) An executive committee by resolution may  
regulate or prohibit improper entrance into, exit from, and vehicle  
occupancy in high occupancy vehicle lanes operated, managed, or  
maintained by the authority.

(b) An executive committee by resolution may establish  
reasonable and appropriate methods to enforce regulations or  
prohibitions established under Subsection (a).

(c) An executive committee by resolution may provide that  
violations regarding improper entrance into, exit from, or vehicle  
occupancy in high occupancy vehicle lanes operated, managed, or  
maintained by the authority incur a penalty, not to exceed \$100.

(d) A person commits an offense if the person fails to pay  
any designated penalty on or before the 30th day after the date the  
authority notifies the person that the person is required to pay a  
penalty for:

(1) exiting or entering a high occupancy vehicle lane

1 operated, managed, or maintained by an authority at a location not  
2 designated for exit or entrance; or

3         (2) operating a vehicle in or entering a high  
4 occupancy vehicle lane operated, managed, or maintained by an  
5 authority with fewer than the required number of occupants.

6         (e) The notice required by Subsection (d) may be included in  
7 a citation issued to the person by a peace officer under Article  
8 14.06, Code of Criminal Procedure, in connection with an offense  
9 relating to improper use of a high occupancy vehicle lane.

10         (f) An offense under Subsection (d) is a Class C  
11 misdemeanor.

12         SECTION 2. This Act takes effect September 1, 2011. \_\_\_\_\_

S.B. No. 990

David Newkum  
President of the Senate

Joe Straus  
Speaker of the House

I hereby certify that S.B. No. 990 passed the Senate on April 4, 2011, by the following vote: Yeas 30, Nays 0, one present not voting \_\_\_\_\_

Patry Spaw  
Secretary of the Senate

I hereby certify that S.B. No. 990 passed the House on May 19, 2011, by the following vote: Yeas 143, Nays 5, one present not voting \_\_\_\_\_

Robert Haney  
Chief Clerk of the House

Approved:

17 JUN '11  
Date

Rick Perry  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
4pm O'CLOCK

JUN 17 2011  
Don Edwards  
Secretary of State